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*Counsel to Mohsin Y. Meghji as
Litigation Administrator*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

CELSIUS NETWORK LLC, *et al.*,¹

Debtors.

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Chapter 11

Case No. 22-10964 (MG)

(Jointly Administered)

**LITIGATION ADMINISTRATOR’S COUNTER-DESIGNATION OF
ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL**

¹ The “**Post-Effective Date Debtors**” in these chapter 11 cases, along with the last four digits of each Post-Effective Date Debtor’s federal tax identification number, are: Celsius Network LLC (2148); Celsius KeyFi LLC (4414); Celsius Lending LLC (8417); Celsius Mining LLC (1387); Celsius Network Inc. (1219); Celsius Network Limited (8554); Celsius Networks Lending LLC (3390); Celsius US Holding LLC (7956); GK8 Ltd. (1209); GK8 UK Limited (0893); and GK8 USA LLC (9450). The location of the Post-Effective Date Debtor Celsius Network LLC’s principal place of business and the Post-Effective Date Debtors’ service address in these chapter 11 cases is 50 Harrison Street, Suite 209F, Hoboken, New Jersey 07030.

Mohsin Y. Meghji as Litigation Administrator (the “**Litigation Administrator**”) of the above-captioned post-effective date debtors (prior to the Effective Date of the Plan, the “**Debtors**,” and, after the Effective Date, the “**Post-Effective Date Debtors**,” as applicable) hereby provides,² pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure and Rule 8009-1 of the Local Bankruptcy Rules of the United States Bankruptcy Court for the Southern District of New York, the following counter-designation of additional items (the “**Counter-Designation**”) to be included in the record in connection with the appeal of Jason Voelker (“**Mr. Voelker**”), notice filed May 11, 2024 [Docket No. 4887], from the *Memorandum Opinion and Order Denying Jason Voelker’s Motion for Leave to File an Adversary Proceeding and Request for Permission to Utilize the Electronic Court Filing System* [Docket No. 4873], entered by this Court on May 8, 2024.

**COUNTER-DESIGNATION OF ADDITIONAL ITEMS
TO BE INCLUDED IN THE RECORD ON APPEAL**

The Litigation Administrator designates the following items to be included in the record on appeal. Each designated item shall also include any and all exhibits and documents annexed to and/or referenced within such items.

<u>Designation No.</u>	<u>Docket No.</u> ³	<u>Filing Date</u>	<u>Document Description</u>
1	N/A	08/15/2022	iCapital Management Inc.’s Official Form 410 Proof of Claim, Claim No. 9489, attached hereto as Exhibit A
2	3332	08/17/2023	Revised Disclosure Statement for the Joint Chapter 11 Plan of Reorganization of Celsius Network LLC and Its Debtor Affiliates

² The Litigation Administrator has filed its *Motion to Strike Item in Jason Voelker’s Designation of Items to be Included in the Record on Appeal* [Docket No. 4926] (the “**Motion to Strike**”), which seeks to strike the *Declaration of Jason Voelker* [Docket No. 4903] from the record on appeal. The Litigation Administrator respectfully requests that the Bankruptcy Court Clerk refrain from transmitting the record on appeal to the U.S. District Court for the Southern District of New York, where the appeal is pending, until this Court has ruled on the Motion to Strike.

³ The below docket numbers refer to filings on the docket of the above-captioned chapter 11 cases, Case No. 22-10964 (MG).

3	3514	09/20/2023	Affidavit of Service re: Solicitation Materials
4	4298	01/31/2024	Notice of Occurrence of Effective Date of Debtors' Modified Chapter 11 Plan of Reorganization and Commencement of Distributions

RESERVATION OF RIGHTS

The Litigation Administrator expressly reserves the right to withdraw, supplement, amend or modify this Counter-Designation. By submitting this Counter-Designation, the Litigation Administrator does not waive, and expressly reserves, its rights to seek to dismiss and otherwise challenge Mr. Voelker's appeal. Further, by submitting this Counter-Designation, the Litigation Administrator does not waive, and expressly reserves, its rights to rely on any of the documents designated by Mr. Voelker in the *Notice of Designation of Record* filed by Mr. Voelker on May 28, 2024 [Docket No. 4904].

Dated: June 6, 2024
New York, New York

Respectfully submitted,

/s/ Samuel P. Hershey

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